

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 3, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Wayne Budt, Administrator
Transportation Division

(373) In the matter of Docket T-96.38.OTSC - Wayne Overhuls, Columbus, Montana requests reconsideration of the cancellation of PSC No. 2558. The authority was cancelled on August 1, 1996 for failure to file required cargo insurance. The required cargo insurance has now been filed.

Class B - Property between Columbus, Montana, and Roberts, Montana, via Luther. Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Class B - Household goods (as defined by Commission) from Columbus, Montana and Roberts, Montana via Luther to all points and places in the State of Montana and from all points and places in the State of Montana to Columbus, Montana and Roberts, Montana via Luther.

Commissioner Oberg moved to reconsider the Commission's previous action of August 1, 1996 and reinstate PSC No. 2558. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Laura Calkin
Centralized Services

(374) In the matter of the approval of minutes; Commissioner Fisher moved to approve the minutes for the week of August 26, 1996. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, September 4, 1996, the following members were present:

Nancy McCaffree, Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Fisher was absent, but left his proxy to Commissioner Oberg on the following issues.

APPEARANCE

Martin Jacobson, Dan Elliott

(375) In the matter of the Commission's discussion of Montana Power Company's objections to Ferdig Oil Company's data requests - D96.2.22; Commissioner Anderson moved to grant MPC until 5:00 p.m., September 4, 1996, to reply to Ferdig's response to MPC's objection to Ferdig's data requests. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher aye.

(376) In the matter of the Commission's discussion of Abandonment Costs Rule - a proposed rule dealing with regulatory treatment of certain abandonment costs; Commissioner Rowe moved to defer consideration for 30 days and allow parties to file an alternative within that time frame. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Oberg voted Commissioner Fisher aye

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, September 4, 1996, the following members were present:

Nancy McCaffree, Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Fisher was absent but left his vote on the following item with the Commission Secretary.

APPEARANCE

Robin McHugh, Dan Elliott, Laura Calkin

(377) In the matter of the Commission's discussion of out-of-state travel; Commissioner

Rowe moved to approve out-of-state travel for Joel Tierney to attend the National Electric Safety Code Seminar in Denver, Colorado on October 8, 1996. Commissioner Anderson seconded the motion, which passed. Commissioners McCaffree, Rowe and Anderson voted aye. Commissioner Fisher voted aye. Commissioner Oberg dissented.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, September 4, 1996, the following members were present:

Nancy McCaffree, Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Fisher was absent, but left his proxy on the following item to Commissioner McCaffree.

APPEARANCE

Martin Jacobson, Wayne Budt

(378) In the matter of the Commission's discussion of Moonlight Medicab, Motion for Expedited Prehearing Discovery - Docket No. T-96.58.PCN; Commissioner Rowe moved to grant protestants motion for expedited discovery and said responses due by September 12, 1996. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner McCaffree voted Commissioner Fisher aye.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, September 5, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Martin Jacobson, Dan Elliott

(379) In the matter of the Commission's discussion of Montana Power Company's objections to data requests of Ferdig Oil Company - Docket No. D96.2.22; Commissioner Rowe moved to sustain MPC's objections to Ferdig's data requests numbers 73, 87, 103, 116, 117, 118, 119 and 127 but that the balance of the MPC objections should be overruled; MPC shall have 5 days to provide data responses to those data requests to which MPC's objections are overruled. The PSC also determines that Ferdig's request for an extension of time to file subsequent data requests be denied. Commissioner Anderson seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 9, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner

Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Dan Elliott, Administrator
Utility Division

(380) In the matter of US WEST COMMUNICATIONS. - Docket N96.8.138; On August 21, 1996, US West filed to introduce new custom calling services on a detariffed basis. These services are Call Waiting Deluxe and Call Forwarding-Busy Line/Don't Answer with Message Waiting Indication-Simultaneous. A promotion is planned from September 10-October 21, 1996 that will waive the non-recurring charge and the first month's recurring charge associated with Call Waiting Deluxe and Caller ID Name and Number. Customers who already subscribe to Caller ID Name and Number will receive a waiver on the Call Waiting Deluxe service.

Commissioner Rowe moved to approve the new custome caller services.
Commissioner Fisher
seconded the motion, which passed unanimously.

(381) In the matter of US WEST COMMUNICATIONS - Docket N96.8.139; On August 21, 1996, US West Communications filed for approval of a promotion under which new business subscribers to Caller ID - Name and Number and Call Waiting Deluxe will receive waivers of the nonrecurring charges and one month of each service at no charge. Businesses that subscribe to both services during the promotion will receive a waiver of the nonrecurring charge for Business Voice Messaging Call Answering Mailbox. The promotion period is from September 10, 1996, through September 30, 1996.

Commissioner Fisher moved to approve the promotion. Commissioner Rowe seconded the motion, which passed unanimously.

(382) In the matter of US WEST COMMUNICATIONS - Docket N96.8.140; On August 21, 1996, US West Communications proposed to make Anonymous Call Rejection automatically available at no additional charge to residential Last Call Return subscribers. The feature would be available to business Last Call Return customers upon request and where technically feasible.

Commissioner Fisher moved to approve the request. Commissioner Rowe seconded the motion, which passed unanimously.

(383) In the matter of AT & T COMMUNICATIONS - Docket N96.8.141; On August 19, 1996, AT&T Communications filed text changes to AT&T's Montana Tariff, by adding the following rate language:

Intrastate calls for Customers of said schedules directly connected to an AT&T Central Office are rated from the rate center of the customer's NPA-NXX rather

than the rate
center of the AT&T Central Office.

The above language applies to Tariff Schedules S10.1 - SDN Schedules B and C (Software Defined Network Service); S10.9 - AT&T Uniplan Service; and S10.17 - VTNS Schedules A and B (AT&T Virtual Telecommunications Network Service. Staff recommends approval. Commissioner Rowe moved to approve the text changes to the tariff. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE
Bonnie Lorang
Transportation Division

(384) In the matter of TN1804 - Great Falls North American, Black Eagle, Montana requests permission to continue to self insure for liability insurance (\$500,000 combined single limits) and cargo insurance (\$10,000) for a one year period, September 1, 1996 to September 1, 1996.

Class B - Household goods (as defined by Commission) from Billings and points within a radius of 10 miles in any direction from said city to all points and places in the State of Montana and from all points and places in the State of Montana to Billings and points within a radius of 10 miles in any direction from said city.

Class C - Property within the City of Great Falls, Montana and to or from points tributary thereto, but within a distance not exceeding ten (10) miles in any direction from said city. Limitations: The transportation of property between points served by rail carriers, or between points served by a motor carrier operating between fixed termini or over a regular route, is prohibited.

Class B - Household goods (as defined by Commission) from Havre, Montana and points within a radius of 25 miles in any direction from said city to all points and places in the State of Montana and from all points and places in the State of Montana to Havre and points within a radius of 25 miles in any direction from said city.

Class B - Household goods (as defined by Commission) from Great Falls and points within a radius of 10 miles in any direction from said city to all points and places in the State of Montana and from all points and places in the State of Montana to Great Falls and points within a radius of 10 miles in any direction from said city.

Commissioner Anderson moved to approve the request for self insurance. Commissioner Rowe seconded the motion, which passed unanimously.

(385) In the matter of TN1805 - The McGree Corporation, Butte, Montana requests permission to continue the lease of PSC No. 9376 to Tucker Transportation, Inc., Butte, Montana for

a one year period, September 11, 1996 to September 11, 1997.

Class B - Persons and baggage by charter between points in Silver Bow County

on the one hand and points and places in Montana on the other.

Limitations:

1. Transportation of passengers from Butte, Montana to Helena, Montana and points within a ten (10) miles thereof is prohibited. 2. Transportation of passengers from points in Lewis and Clark County, Montana to points in Silver Bow County, Montana is prohibited. 3. Transportation of passengers which both originates and terminates within a radius of fifty-five (55) miles of Butte, Montana is prohibited. 4. Transportation of passengers in limousine service between points in Silver Bow County on the one hand and points in Beaverhead, Cascade, Deer Lodge, Granite, Powell, and Ravalli Counties on the other hand is prohibited.

Commissioner Fisher moved to approve the continuation of the lease for a period of one year.

Commissioner Rowe seconded the motion, which passed unanimously.

(386) In the matter of TN1806 - Kerry L. Resch, Libby, Montana the lessee of PSC No. 8637 with the consent of the owner/lessor requests permission to add a dba' to his operation of the authority. The amended name will read "Kerry L. Resch dba Libby Cab.

Class B - Passengers, baggage and express between all points and places within Lincoln County. Limitations: Transportation of Burlington Northern Railroad

crews is prohibited.

Commissioner Rowe moved to the request to add a dba' to PSC No. 8637.

Commissioner

Fisher seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt

Centralized Services

(387) In the matter of the approval of Commission Minutes; Commissioner Fisher moved to approve the September 3, 1996 Minutes. Commissioner Rowe seconded the motion, which passed unanimously.

(388) In the matter of the approval of the October, 1996 Calendar; Commissioner Rowe moved to approve the October, 1996 calendar. Commissioner Fisher seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 10, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Karen Hammel, Will Rosquist

(389) In the matter of the Commission's discussion of Switched 56 Service for Ronan Telephone Company - Docket No. N95.8.119; Commissioner Oberg moved to require Ronan Telephone to provide Switched 56 service on a fully tariffed basis and to require staff to draft an order for final consideration. Commissioner Rowe seconded the motion, which passed. Commissioners McCaffree, Anderson, Rowe and Oberg voted aye. Commissioner Fisher dissented.

APPEARANCE

Denise Peterson

(390) In the matter of the Commission's inquiry into Montana Power Company's Booking to Income in June, 1996, the WAPA Metering Overcharge from 1984-1996 - Docket No. D96.8.143; Commissioner Rowe moved to approve the staff draft of a Notice of Inquiry. Commissioner Anderson seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 16, 1996, the following members were present:

Dave Fisher, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner

Commissioner McCaffree was absent but left her votes on the following items with the Commission Secretary. Commissioner Rowe was attending FCC meetings in Washington, D.C. and left his votes on the following items with the Commission Secretary.

APPEARANCE
Dan Elliott, Administrator
Utility Division

(391) In the matter of CITIZENS TELECOMMUNICATIONS CO. - Docket N96.9.147; On September 4, 1996, Citizens Telecom filed a revision to their current tariff to extend both the term over which line extensions may be repaid and the subsequent connection period in which new customers must contribute to the cost of the original extension to 60 months. These modifications are in response to customer requests. Staff recommends approval. Commissioner Anderson moved to approve the revised tariff. Commissioner Oberg seconded the motion, which passed unanimously. Commissioners McCaffree and Rowe voted aye.

(392) In the matter of RONAN TELEPHONE COMPANY - Docket N95.8.119; In a work session held on September 10, 1996, the Commission voted to affirm the Commission's initial decision approving Switched 56 Kilobit service as a fully tariffed service. The order prepared and distributed on September 12th addresses the issues raised by RTC in its Motion for Reconsideration and affirms the initial decision. Staff recommends approval. Commissioner Rowe left a written suggestion that the order note the Ronan has been providing the service while reconsideration was pending. Commissioner Oberg moved to approve the Order on Motion for Reconsideration No. 5941. Commissioner Oberg further moved to include a sentence stating that Ronan has been providing the service while

reconsideration was pending.
Commissioner Anderson seconded the motion, which passed. Commissioners Anderson and Oberg (concurring opinion written) voted aye. Commissioners McCaffree and Rowe voted aye. Commissioner Fisher dissented.

APPEARANCE
Bonnie Lorang
Transportation Division

(393) In the matter of TN1807 - Fred M. Zweifel dba Circle Z Enterprises, Virginia City, Montana requests permission to suspend PSC No. 9270 for six months, September 15, 1996 to March 15, 1997.

Class B - Passengers within the City of Virginia City and a two mile radius thereof.

Commissioner Anderson moved to suspend TN 1807 for a period of six months. Commissioner Oberg seconded the motion, which passed unanimously. Commissioners McCaffree and Rowe voted aye.

(394) In the matter of T96.108.RI - In the matter of the tariff filing by Frank L. and Emma C. Johnston, dba Miles City Cab, for increased rates and charges of between 0% and 100% in their Passenger Tariff No. 1. There have been no protests and the increases may become effective on October 1, 1996.

Commissioner Oberg moved to grant the increased rates and charges. Commissioner Anderson seconded the motion, which passed unanimously. Commissioners McCaffree and Rowe voted aye.

APPEARANCE
Laura Calkin
Centralized Services

(395) In the matter of the approval of Commission Minutes; approval of the September 9, 1996 Minutes; Commissioner Anderson moved to approve the minutes. Commissioner Oberg seconded the motion, which passed unanimously. Commissioners McCaffree and Rowe voted aye.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 16, 1996, the following members were present:

Dave Fisher, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner

Commissioner McCaffree was absent but left her proxy on the following item with Commissioner Fisher. Commissioner Rowe was attending FCC meetings in Washington, D.C. and did not leave a vote on the following item with the Commission Secretary.

APPEARANCE

Martin Jacobson, Dan Elliott

(396) In the matter of the Commission's discussion of a motion by Montana Power Company seeking reconsideration of its objections to data requests or in its alternative motion for extension of time - Docket No. D96.2.22; Commissioner Anderson moved to deny MPC's request for reconsideration; to grant MPC's request for extension of time; to deny Ferdig's request relating to additional time; and to require Ferdig to be represented by legal counsel. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner McCaffree voted aye via proxy to Commissioner Fisher.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 17, 1996, the following members were present:

Dave Fisher, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner

Commissioner McCaffree was absent but left her votes on the following items as shown below.

Commissioner Rowe was attending FCC meetings in Washington, D.C. and left his votes on the following items as shown below.

APPEARANCE

Karen Hammel, Mike Sheard, Robin McHugh

(397) In the matter of the Commission's discussion of a petition for arbitration pursuant to Section 252(b) of the Telecommunications Act of 1996 of the Rates, Terms and Conditions of Interconnection with US West Communications - Docket No. D96.9.150; Commissioner Oberg moved to appoint Karen Hammel as the hearing officer for procedural matters and the Commission, in whole or part, as the Arbitrator. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner McCaffree voted aye via her proxy to Commissioner Fisher. Commissioner Rowe voted aye via his proxy to Commissioner Oberg.

APPEARANCE

Karen Hammel, Will Rosquist, Robin McHugh

(398) In the matter of the Commission's discussion of motions in the US West Communication - Centrex Plus and PTI Digitrex II pending case - Docket No. D96.2.15; Commissioner Anderson moved to grant the motion of US West to vacate the hearing and submit the issue to the Commission for consideration on filed documents and legal briefings as outlined in US West motion with the addition of oral arguments approximately one week after submission of briefs. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner McCaffree voted aye per Commissioner Fisher. Commissioner Rowe voted aye via Commissioner Oberg.

APPEARANCE

Karen Hammel, Will Rosquist

(399) In the matter of the Commission's discussion of Ronan Telephone Company - Docket No. D96.4.57; Commissioner Oberg moved to reject the tariff filing as filed by Ronan, order Ronan to refile tariff within 10 days in compliance with staff or cease providing service. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner McCaffree voted aye via her proxy to Commissioner Fisher. Commissioner Rowe voted aye via his proxy to Commissioner Anderson.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 23, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Dan Elliott, Administrator
Utility Division

(400) In the matter of PSC Tax Order- Docket D96.9.155; Section 69-1-403(4), MCA, requires the Commission to annually authorize the recovery in rates of the PSC tax. An order has been distributed and is up for action. Commissioner Fisher moved to grant Final Order No. 5943. Commissioner Rowe seconded the motion, which passed unanimously.

(401) In the matter of MCC Tax Order - Docket D96.9.156; Section 69-1-224(4), MCA, requires the Commission to annually authorize the recovery in rates of the consumer counsel tax. This requirement was imposed by the 1995 legislature to be consistent with the recovery of the PSC tax. An order has been distributed and is up for action. Commissioner Rowe moved to Final Order No. 5944. Commissioner Fisher seconded the motion, which passed unanimously.

(402) In the matter of MONTANA POWER COMPANY - Docket D96.9.154; Montana Power Company has filed an application to request an order authorizing the issuance and sale or exchange by the Applicant of up to \$104,000,000 of its Junior Subordinated

Deferrable

Interest Debentures and the guarantee by the Applicant of certain obligations in connection with a Quarterly Income Preferred Securities financing program. Commissioner Fisher moved to the application. Commissioner Rowe seconded the motion, which passed unanimously.

(403) In the matter of AT & T COMMUNICATIONS - Docket N96.9.149; On September 6, 1996, AT&T Communications filed Advice 96-11, a text change to AT&T's Montana Tariff, Schedule S10.9 - AT&T Uniplan Service. This filing introduces a new option to AT&T Uniplan Service called Basic Service Option. Commissioner Rowe moved to approve the text change. Commissioner Fisher seconded the motion, which passed unanimously.

APPEARANCE
Bonnie Lorang
Transportation Division

(404) In the matter of Docket T-96.18.PCN - Michael J. Vick & Nancy E. Immel dba Red Lodge Shuttle, Logan, Utah filed application for a Montana Intrastate Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class B - Passengers 1) between all points and places within Carbon County, Montana, and 2) between points in Carbon County, on the one hand, and Billings, Montana and points immediately tributary thereto, on the other hand.

Applicants request the application be withdrawn and the docket closed.

Commissioner Rowe moved to grant the applicants' request to withdraw the application and close the docket. Commissioner Anderson seconded the motion, which passed unanimously.

(405) In the matter of TN1808 - Greyhound Lines, Inc., Dallas, Texas, requests permission to continue to self insure PSC No. 8939 for both cargo and liability purposes, up to the first 1.5 million in losses. Losses in excess of 1.5 million are covered by a group of insurance companies.

Commissioner Rowe moved to grant the applicants' request to self-insure PSC No. 8939.

Commissioner Oberg seconded the motion, which passed unanimously.

(406) In the matter of TN1809 - John & Carma Sinerius dba Just an Experience, Virginia City, Montana request permission to suspend PSC No. 9217 for a period October 5, 1996 to November 30, 1996.

Class B - Passengers between all points and places within Madison County. Limitations: 1) Transportation shall originate and terminate in Virginia City, Nevada City, Ennis, or West Fork of the Madison, Montana. 2) Transportation is limited to four wheel drive vehicles. 3) Transportation is limited to seasonal operations only commencing May 15th and continuing through November 30th of each year.

Commissioner Fisher moved to suspend PSC No. 9217 for a the requested period. Commissioner Rowe seconded the motion, which passed unanimously.

(407) In the matter of TN1810 - LaVelle Powder Co., Inc., Butte, Montana requests permission to suspend PSC No. 3237 for a period of six months, September 19, 1996 to March 19, 1997.

Class C - Property in the City of Butte, Montana, and to or from points immediately tributary thereto but within a distance not exceeding 10 miles from said city. Limitations: The transportation of property (except household goods) between points served by rail carriers, or between points served by a motor carrier operating between fixed termini or over a regular route, is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Commissioner Fisher moved to suspend PSC No. 3237 for a period of six months. Commissioner Rowe seconded the motion, which passed unanimously.

(408) In the matter of TN1811 - Lynn J. Labatte dba L & L Sanitation, Culbertson, Montana did not have intrastate Class D operations during 1995. They have filed a Verified Statement requesting that they be allowed to retain the operating authority granted under Montana PSC No. 5039.

Class D - Garbage and solid waste within the City of Culbertson, and a 20 mile radius thereof.

Class D - Garbage within the town of Bainville, Montana and a ten (10) mile radius

thereof.

Commissioner Oberg moved to grant the applicant's request to retain Class D Authority for PSC No. 5039 until their 1996 annual report is reviewed. Commissioner Anderson seconded the motion, which passed unanimously.

(409) In the matter of TN1812 - McGree Trucking, Inc., Butte, Montana did not generate intrastate revenue under their Class D authority in 1995. They have filed a Verified Statement requesting that they be allowed to retain the operating authority granted under Montana PSC No. 9324.

Class D - Garbage and recyclables between all points and places in Powell County.
Carrier is allowed to transport commodities to certified landfills and recycling centers in the State of Montana from territory authorized. Limitations: Transportation is limited to roll-off box service and transfer trailer service to certified landfills and recycling centers.

Commissioner Fisher moved to grant applicant's request to retain Class D Authority for PSC No. 9324. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Laura Calkin
Centralized Services

(410) In the matter of the approval of Commission Minutes; Commissioner Fisher moved to approve the Commission Minutes for the week of September 16, 1996. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 23, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Bob Rowe Commissioner

Commissioner Oberg was absent due to an illness in the family. He left his proxy on the following item with Commissioner Fisher.

APPEARANCE

Karen Hammel, Ron Wood, Mike Sheard, Robin McHugh

(411) In the matter of The Commission's discussion of the proposed adoption of the Telecommunications Rules; Commissioner Anderson moved to direct staff to publish the proposed rules. Commissioner Fisher seconded the motion. Commissioner Oberg voted aye via proxy to Commissioner Fisher

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 24, 1996, the following members were present:

Dave Fisher, Acting Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner McCaffree was absent but voted on the following matters upon her return later in the day.

APPEARANCE
Martin Jacobson

(412) In the matter of the Commission's discussion of pending motions on discovery issues - D96.2.22; Commissioner Anderson moved to grant Montana Power Company's objection to Energy West in part and require MPC to apply information by customer number only. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner McCaffree voted aye.

Commissioner Rowe moved to grant late intervention to John O. Brown dba Eagles Gas Marketing provided they do not delay the proceedings. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner McCaffree voted aye.

APPEARANCE
Martin Jacobson

(413) In the matter of the Commission's discussion of rules for Pipeline Safety, National Electric Safety Code and C84.1 (voltage standards); Commissioner Rowe moved to approve the rules for publication subject to editing. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner McCaffree voted aye.

APPEARANCE
Denise Peterson, Will Rosquist

(414) In the matter of the Commission's discussion of Decoupling and Montana Power Company's alternative index - D96.8.142; Commissioner Anderson moved to approve the alternative mechanism as agreed to by several parties and the MPC. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner McCaffree voted aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Acting Chair

NANCY McCAFFREE, Commissioner

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 30, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner

Commissioner Rowe was in Minneapolis, Minnesota for the Regional Oversight Committee meetings. He left his votes on the following items with the Commission Secretary.

APPEARANCE
Dan Elliott, Administrator
Utility Division

(415) In the matter of WORLDCOM, INC. - Docket D96.8.148; On August 26, 1996, WorldCom, Inc. requested approval of a transfer of control from BLT Technologies, Inc. to WorldCom, Inc. Commissioner Fisher moved to grant Default Order No. 5945 approving the transfer. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(416) In the matter of WORLDCOM, INC. - Docket D96.9.151; On September 9, 1996, WorldCom, Inc. Requested approval of a merger between HIJ Corporation, a wholly-owned subsidiary of WorldCom, and MFS Communications Company, Inc. Commissioner Oberg moved to grant Default Order No. 5946 approving the merger. Commissioner Fisher seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(417) In the matter of US WEST COMMUNICATIONS - Docket N96.8.146; On

August 29,
1996, US West Communications filed to remove private line access products from the access tariff and to introduce a new private line access services tariff. The filing restructures and reprices private line service offerings to make them consistent with the company's regional structure. A memo has been distributed. Commissioner Fisher moved to approve the filing. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE
Bonnie Lorang
Transportation Division

(418) In the matter of TN1814 - James E. Michael dba Kalispell Taxi Service, Kalispell Montana requests authorization to continue the lease of PSC No. 56 to Flathead Area Custom Transportation, Inc. dba Kalispell Taxi & Airport Shuttle Service, Kalispell, Montana for one year, September 19, 1996 to September 19, 1997.

Class B - Persons, baggage and express within the City of Kalispell, Montana and between points and places tributary thereto, but not exceeding fifty (50) miles in any direction from said City of Kalispell.

Class B - Persons within the city of Kalispell, Montana, and to or from points tributary thereto, but within a distance not exceeding twenty-five (25) miles in any direction from said city.

Class B - Persons and hand luggage as a common carrier, between all points and places within the town of Kalispell, Montana.

Commissioner Anderson moved to continue the lease of PSC No. 56 for a period of one year.

Commissioner Fisher seconded the motion, which passed unanimously.

Commissioner Rowe

voted aye.(419) In the matter of TN1815 - Benjamin R. Cohen dba North Valley Refuse, Whitefish, Montana requests authorization to continue the lease of PSC No. 3325 to NVR, Inc. dba North Valley Refuse, Whitefish, Montana for a one year period, September 27, 1996 to September 27, 1997.

Class D - Garbage, waste and refuse (1) within Whitefish, Montana, and points and places within a seven (7) mile radius thereof; and (2) transportation between Whitefish, Montana and the Flathead County line via Highway 93, serving all intermediate points; and (3) transportation movements Nos. 1 and 2 above will terminate at the presently existing sanitary landfill dump nearest Whitefish, Montana. Limitations: Transportation is prohibited within Columbia Falls, Montana and a five (5) mile radius thereof. Transportation is prohibited within Kalispell, Montana and a ten (10) mile radius thereof.

Class C & D - Refuse, debris and rubbish from the cleaning out of railroad freight cars and damaged and discarded parts of railroad freight cars and engines but transportation limited to Burlington Northern, Inc., and the Western Fruit Express Company, between points and places in Flathead County, Montana.

Commissioner Oberg moved to continue the lease of PSC No. 3325 for a period of one year. Commissioner Fisher seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(420) In the matter of TN1813 - Vern Reum dba Tire Depot, Polson, Montana did not generate intrastate revenue under their Class D authority in 1995. They have filed a Verified Statement requesting that they be allowed to retain the operating authority granted under Montana PSC No. 9360.

Class D - Used tires and wheels between all points and places in Flathead, Lake, and Missoula Counties, Montana, to points in Lake County, Montana.

Commissioner Oberg moved to grant the request to retain intrastate authority for PSC 9360 for a period of one year. Commissioner Fisher seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, October 2, 1996, the following members were present:

Nancy McCaffree, Chair
Dave Fisher, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Denise Peterson, Bonnie Lorang

(421) In the matter of the Commission's discussion of Docket No. T96.33.PCN - Montana Limousine Service; Commissioner Fisher moved to grant the protestants Motion To Compel Discovery and require responses from applicant within one week. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Joel Tierney

(422) In the matter of Commission's discussion of initial tariff filing of Seeley Lake Gas Company - Docket No. D96.8.136; Commissioner Rowe moved to approve the initial tariffs and approve the staff draft. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Denise Peterson, Mike Lee

(423) In the matter of the Commission's discussion of Montana Power Company's Advanced Silicon Materials Incorporated tariff filing - Docket No. D96.6.106; Commissioner Rowe moved to authorize staff to issue data requests. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Dennis Crawford, Joel Tierney

(424) In the matter of the Commission's discussion of a Natural Gas BTU Monitoring Program; Commissioner Oberg moved to direct staff to draft contracts with KemData Lab for the program for the 1996-1997 heating season. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Dan Elliott, Robin McHugh, Wayne Budt

(425) In the matter of the Commission's discussion of travel; Commissioner Rowe moved to authorize two staff members to attend the Santa Fe Department of Energy Electricity Conference. Commissioner Anderson seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)